

From: ["Washburn, Ben" </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE:GROUP \(FYDIBOHF23SPDLT\)/CN=RECIPIENTS/CN=FDA03CBA30C542059E0AF4208DAD96DA-WASHBURN.BEN>](mailto:Ben.Washburn@fda.hhs.gov)
To: ["R7 Daily Digest" <Group>](#)
CC:
Date: 10/8/2014 1:55:30 PM
Subject: OPA Daily Digest 10/8/14

OPA Daily Digest for 10/8/14

Congressional Inquiries:

None

State Government Inquiries:

Sen. Gary Romine (Mo.) – letter – 10/1/14: Questioning high levels of lead in soil in southeastern Missouri. Contact: Ben Washburn, 7364 (open)

Press Inquiries:

West Plains Quill (Mo.) – Denise Vaughn – 10/1/14: Questions regarding Coastal Energy. Contact: David Bryan, 7433 (open)

Newton County (Mo.) News – Chad Hayworth – 10/7/14: Questions about recent EPA Region 7 inspection of the City of Granby's sewer plant. Contact: Chris Whitley, 7394 (closed)

KMEG Channel 14, Sioux City, Iowa – Joe Bisaccia – 10/8/14: Questions about safety of rail cars hauling crude oil. Contact: Chris Whitley, 7394 (closed)

Environmental Stories:

Omaha World Herald - Judge dismisses Nebraska lawsuit against EPA - 10/8/14 - A federal judge dismissed Nebraska's lawsuit against the federal Environmental Protection Agency over greenhouse gas standards for new power plants, saying the lawsuit was "the gun."

http://www.omaha.com/news/crime/judge-dismisses-nebraska-lawsuit-against-epa/article_9ec4a168-4ec7-11e4-84a5-001a4bcf6878.html

Associated Press - Iowa recycling facility agrees to EPA settlement - 10/8/14 - The U.S. Environmental Protection Agency's Region 7 says the administrative settlement with Shine Bros. Corp. means the company will remove contamination that allegedly came from its Spencer facility to an adjacent public park.

<http://www.washingtontimes.com/news/2014/oct/7/iowa-recycling-facility-agrees-to-epa-settlement/#ixzz3FZ6Ajt5>

FuelFix - Judge dismisses Nebraska's EPA lawsuit - 10/8/14 - A federal judge has dismissed Nebraska's lawsuit against the federal Environmental Protection Agency over greenhouse gas standards for new power plants.

<http://fuelfix.com/blog/2014/10/07/judge-dismisses-nebraskas-epa-lawsuit/>

The Hill - Judge dismisses suit against EPA climate rule - 10/8/14 - A federal judge in Nebraska has dismissed a challenge to the Environmental Protection Agency's (EPA) proposed carbon limits for new power plants. District Judge John Gerrard ruled that the rule, proposed in January, has not been finalized, it cannot be considered by a court.

<http://thehill.com/policy/energy-environment/220007-judge-dismissed-challenge-to-epas-rule-on-new-power-plants>

North Platte Bulletin - EPA water quality proposal sparks debate - 10/8/14 - A new rule proposed by the Environmental Protection Agency and the U.S. Army Corps of Engineers designed to clarify federal authority on water quality regulation has left so concerned about its potential local impact.

<http://www.northplattebulletin.com/index.asp?show=news&action=readStory&storyID=28721&pageID=24>

ABC-TV CH. 9 (Sioux City, Iowa) - EPA Settles Case with Shine Bros. Corp. Recycling Facility - 10/7/14 - EPA Region 7 has reached an administrative settlement with Shine Bros. Corp., a commercial recycling facility in Spencer, Iowa, to resolve industrial stormwater violations under the Clean Water Act.

<http://www.siouxlandmatters.com/story/d/story/epa-settles-case-with-shine-bros-corp-recycling-fa/20127/9cot6tUBCUef3JxMuf3iIQ>

KIWA Radio - Shine Bros. In Spencer Agrees To Pay \$120,000 EPA Fine - 10/8/14 - E-P-A officials have announced a settlement with a family-owned, scrap-metal recycling facility in Spencer after complaints about a polluted pond in a city park.

<http://kiwaradio.com/local-news/shine-bros-in-spencer-agrees-to-pay-120000-epa-fine/>

Des Moines Register - Spencer recycler pays fine for contaminating park pond - 10/7/14 - Shine Bros. Corp., a commercial recycler based in Spencer, has agreed to pay a \$120,000 civil penalty after stormwater carried industrial pollutants from the company's nearby park, the U.S. Environmental Protection Agency's Region 7 said today.

<http://www.desmoinesregister.com/story/money/agriculture/green-fields/2014/10/07/shine-brothers-spencer-agrees-to-pay-epa-fine/16865211/>

Dickinson County News - EPA, Shine Bros. Corp. settle on stormwater violations - 10/7/14 - The Environmental Protection Agency Region 7 has reached an administrative settlement with Spencer's Shine Bros. Corp. to resolve industrial stormwater violations under the Clean Water Act.

<http://www.dickinsoncountynews.com/story/2126125.html>

The Hill - OVERNIGHT ENERGY: Judge tosses climate rule lawsuit - 10/7/14 - A federal judge in Nebraska dismissed a lawsuit against the Environmental Protection Agency for its proposal to set carbon limits on new power plants. The district judge ruled that because the rule was proposed in January and had yet to be finalized it could not be considered by a court.

<http://thehill.com/policy/energy-environment/overnights/220067-overnight-energy-judge-tosses-climate-rule-lawsuit>

Cattle Network - National Farmers Union asks EPA to stay the course on RFS - 10/7/14 - In a recent op-ed published in the Fort Worth Star-Telegram, National Farmers Union (NFU) President Roger Johnson called for the U.S. Environmental Protection Agency (EPA) to stay the course and not scale back the volume targets for the Renewable Fuel Standard (RFS).

<http://www.cattlenetwork.com/cattle-news/National-Farmers-Union-asks-EPA-to-stay-the-course-on-RFS-278359961.html>

KPBS Public Broadcasting (San Diego) - EPA Chief Hails Fuel Efficiency Rules For Trucks - 10/7/14 - The U.S. Environmental Protection Agency's chief was in San Diego on Tuesday , celebrating fuel efficiency gains by the nation's trucking fleet. Gi McCarthy told truckers with the American Trucking Association that tougher standards are reducing the industry's carbon footprint.

<http://www.kpbs.org/news/2014/oct/07/epa-chief-hails-fuel-efficiency-rules-trucks-and-s/>

Sioux Falls Argus Leader - My voice: EPA goes too far with water rule - 10/8/14 - The U.S. Environmental Protection Agency has gone too far. Its new "Waters of the U.S." proposed rule attempts to regulate almost every drop of water in this country — "waters" that aren't wet most of the time. Whether you farm, ranch or live in town, this vast expansion of federal power will very probably affect you.

<http://www.argusleader.com/story/opinion/readers/2014/10/07/voice-epa-goes-far-water-rule/16887489/>

The Hill - Hoeven threatens to defund EPA - 10/8/14 - "The Waters of the U.S. rule will heavily burden not just farmers and ranchers, but also the energy industry, construction industry and many other industry sectors," Hoeven said. "I will continue my effort to either de-authorize the rule or defund it as a member of the Senate Appropriations Committee."

<http://thehill.com/blogs/floor-action/senate/220135-hoeven-threatens-to-defund-epa>

The Hill - EPA may have lost text messages - 10/8/14 - The Environmental Protection Agency (EPA) told a federal court that it may have lost the text messages at the center of a lawsuit by a libertarian think tank. The Competitive Enterprise Institute (CEI) filed suit last year in federal court to compel the release of text messages to and from Administrator Gina McCarthy and her predecessor under the Freedom of Information Act.

<http://thehill.com/policy/energy-environment/220162-epa-may-have-lost-text-messages>

Washington Times - EPA to admit it lost agency chief's text messages - 10/8/14 - The EPA is poised to "do an IRS" and officially tell the National Archives that it has lost electronic records that are being sought in open-records requests, just like the tax agency did in the case of Lois G. Lerner.

<http://www.washingtontimes.com/news/2014/oct/8/epa-to-admit-it-lost-agency-chiefs-text-messages/>

Los Angeles Times - Average fuel economy of new cars rises to record 24.1 mpg, EPA says - 10/8/14 - In its annual report on fuel economy and carbon-dioxide emissions, the federal agency said Wednesday that 2013 model year vehicles achieved an average of 24.1 miles per gallon. That's up 0.5 mpg from the previous year and an increase of nearly 5 mpg since 2004.

<http://www.latimes.com/business/autos/la-fi-hy-cars-fuel-economy-epa-20141008-story.html>

Washington Times - EPA touts fuel economy progress but remains off pace for 2025 goal - 10/8/14 - The Environmental Protection Agency said Wednesday that the American auto fleet boasted better fuel economy than ever last year, but the rate of improvement is far behind what's needed to meet President Obama's ambitious 2025 goal.

<http://www.washingtontimes.com/news/2014/oct/8/epa-touts-fuel-economy-progress-off-pace-2025-goal/#ixzz3FZxQK2dp>

Wall Street Journal - Fuel Economy Hits 24.1 MPG, New High - 10/8/14 - Average fuel economy of 2013-model vehicles sold in the U.S. rose to 24.1 miles a gallon on an adjusted basis, up half a mile per gallon from the year earlier, the U.S. Environmental Protection Agency said on Wednesday.

<http://online.wsj.com/articles/new-car-fuel-economy-hits-24-1-mpg-1412788033>

Bloomberg BNA - Federal Judge Dismisses Nebraska Lawsuit Challenging EPA's Power Plant Proposal - 10/8/14 - A federal judge dismissed as premature Nebraska's lawsuit challenging the Environmental Protection Agency's proposed carbon dioxide performance standards for new power plants.

<http://www.bna.com/federal-judge-dismisses-n17179895787/>

Daily Caller - Report: EPA's Clean Power Plan To Hit African-American Families Hardest - 10/8/14 - Environmental Protection Agency power plant regulations are projected to raise electricity prices in the coming years, forcing struggling families to pay more for energy. But African-American communities will be some of the hardest hit by the EPA's "Clean Power Plan," according to a new study.

[https://www.google.com/search?](https://www.google.com/search?num=20&safe=off&hl=en&gl=us&authuser=0&biw=1280&bih=923&tbs=qdr%3Ad&tbm=nws&q=environmental+protection+agency&oq=Environmental+Pro&gs_l=serp.3.0.0l2j0i5.4003.7357.0.8285.17.9.0.8.8.0.424.1085.1j1j0j1j1.4.0....0....1c.1.55.serp..5.12.1162.4)

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Power Magazine - Supreme Court Rejects Review of EPA's Ozone NAAQS - 10/8/14 - The U.S. Supreme Court on Monday declined to take up industry's challenge to a federal court ruling that upheld the Bush administration's air quality standard for ozone.

<http://www.powermag.com/supreme-court-rejects-review-of-epas-ozone-naaqs/>

Press Releases:

Link to all R7 press releases: <http://go.usa.gov/Qx5>

(MEDIA ADVISORY) 12:00 Noon Central Time Today: EPA Administrator Media Call to Release New Findings on Fuel Economy Trends – 10/8/14 – Contact: Chris Whitley, 7394

U.S. Fuel Economy Reaches All-Time High – 10/8/14 – Contact: Chris Whitley, 7394

EPA Recognizes Webster Groves, Mo., as a Leading Green Power Community; City Hosts Celebration Tonight at 5:30 p.m. – 10/8/14 – Contact: Chris Whitley, 7394

Fact Sheets:

Link to all R7 fact sheets: <http://www.epa.gov/region7/factsheets>

None

Upcoming Administrator/RA Events:

* New additions noted with an asterisk

10/9/14 – Greater Kansas City Chamber of Commerce Energy & Environmental Roundtable and Reception, Kansas City, Mo. Contact: Dave Bryan, 7433

10/10/14 – Nebraska State Bar Association, La Vista, Neb. Contact: Julia Cacho, 7071

10/21-22/14 – EPA Lean Summit, Washington, D.C. Contact: Becky Weber, 7487

10/30/14 – COOP Exercise, Kansas City, Mo. Contact: Chris Taylor, 7736

11/12/14 – Native American Heritage Event Discussion on “Climate Change and Adaptation in Indian Country, Regional Office. Contact: Alex Owutaka, 7584

11/18/14 – Region 7 Small Business Environmental Assistance Providers, Regional Office. Contact: Gary Bertram, 7533

DRA:

10/30/14 – COOP Exercise, Kansas City, Mo. Contact: Chris Taylor, 7736

11/12/14 – Native American Heritage Event Discussion on “Climate Change and Adaptation in Indian Country, Regional Office. Contact: Alex Owutaka, 7584

RA/Immediate Office

None

Other Events

AWMD

None

CNSL

None

ECO/EJ

10/5-8/14 – Superfund 101 Training, Chicago, Illinois. Contact: A. Moses, 7649

10/19-22/14 – Senior Enforcement Managers Meeting, Washington, D.C., Contact: D. Singletary, x7373

ENSV

None

PLMG

None

RA/OPA

10/14/14 – Attend West Lake Landfill CAG meeting, St. Louis, Mo. Contact: Ben Washburn, 7364

SUPR

10/22/14 – Public Availability Session to discuss remedial action and the Five Year Review for the Parkview Well Site, Grand Island, Neb. Contact: Brad Vann, 7611

WWPD

10/8-9/14 – 2014 National CAFO Roundtable, Des Moines, Iowa. Contact: Karen Flournoy, 7782

10/15-16/14 – Big River Task Force Meeting with Other State and Federal Agencies, Farmington, Mo. Contact: Jeannette Schafer, 7297

10/20-21/14 – Hypoxia Task Force Meeting, Alton, Ill. Contact: Karen Flournoy, 7782

11/3-6/14 – EPA Tribal 106 Coordinators Meeting, Washington, DC. Contact: Heather Duncan, 7640